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*JPW*

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,213	04/16/2004	David Venturi	331202.00016

27160  
 PATENT ADMINISTRATOR  
 KATTEN MUCHIN ZAVIS ROSENMAN  
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 CHICAGO, IL 60661-3693



CONFIRMATION NO. 7257

## FORMALITIES LETTER



\*OC000000013134693\*

Date Mailed: 07/01/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/02/2004 SDENBOB1 00000058 501710 10825213 FILED UNDER 37 CFR 1.53(b)

01 FC:2001 385.00 DA  
 02 FC:2051 65.00 DA  
 03 FC:2201 129.00 DA  
 04 FC:2202 54.00 DA

**Filing Date Granted****Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - The line spacing on the specification, claims, or abstract is not 1½ or double spaced (see 37 CFR 1.52(b)).
- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

- Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 1,2.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$183** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$633** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$183**
  - **\$129** for **3** independent claims over 3.
  - **\$54** for **6** total claims over 20.


Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

*Tequest Woldeyes*  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

For: INGESTIBLE COMPOSITION

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Examiner: Unassigned  
  
Group Art Unit: 1761  
  
Confirmation No.: 7257  
  
September 1, 2004

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION FILED  
UNDER 37 C.F.R. § 1.53(b) - FILING DATE GRANTED**

In response to the NOTICE TO FILE MISSING PARTS OF

Doc #:WAS01 (331202-00016) 41562187v1;09/01/2004/Time:15:02

The Commissioner is authorized to charge Deposit Account No. 50-1710 for the \$54.00 additional claims fee, the \$129.00 independent claims fee, the \$385.00 filing fee, and the \$65.00 surcharge fee. The Commissioner is also authorized to charge any additional fees due with respect to this filing to Deposit Account No. 50-1710. A duplicate of this paper is attached for that purpose.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard P. Bauer", written over a horizontal line.

Attorney for Applicant  
Richard P. Bauer  
Registration No. 31,588

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